

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By **VICE-CHAIRMAN RICK JORE**, on January 29, 1999
at 3:05 P.M., in Room 420 Capitol.

ROLL CALL

Members Present:

Rep. Shiell Anderson, Chairman (R)
Rep. Gary Beck, Vice Chairman (D)
Rep. Rick Jore, Vice Chairman (R)
Rep. Darrel Adams (R)
Rep. Joe Barnett (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Matt Brainard (R)
Rep. Paul Clark (D)
Rep. Robert C. Clark (R)
Rep. Steven Gallus (D)
Rep. George Golie (D)
Rep. Marian Hanson (R)
Rep. Donald L. Hedges (R)
Rep. Carol C. Juneau (D)
Rep. Gary Matthews (D)
Rep. Frank Smith (D)
Rep. Roger Somerville (R)
Rep. Cliff Trexler (R)

Members Excused: None.

Members Absent: None.

Staff Present: Leanne Kurtz, Legislative Branch
Mary Lou Schmitz, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: None
Executive Action: **SB 148; HB 129; HB 231**

EXECUTIVE ACTION ON HB 231

Motion: REP. BOOKOUT-REINICKE moved that HB 231 DO PASS.
{Tape : 1; Side : A; Approx. Time Counter : 0 - 1.9}

Discussion: Amendments were explained by Leanne Kurtz.
{Tape : 1; Side : A; Approx. Time Counter : 1.9 - 5.9}

Motion: REP. BOOKOUT-REINICKE moved that HB 231 BE AMENDED.
{Tape : 1; Side : A; Approx. Time Counter : 5.9 - 6.2}

Discussion: Rep. Somerville.
{Tape : 1; Side : A; Approx. Time Counter : 6.2 - 6.3}

Vote: Motion to amend HB 231 carried unanimously. 15-0
{Tape : 1; Side : A; Approx. Time Counter : 6.3 - 7.1}

Motion/Vote: REP. ROBERT CLARK moved that HB 231 DO PASS AS AMENDED. Motion carried 14-1 with Rep. Jore voting no.
{Tape : 1; Side : A; Approx. Time Counter : 7.1 - 7.6}

EXECUTIVE ACTION ON HB 129

Motion: REP. HEDGES moved that HB 129 DO PASS.
{Tape : 1; Side : A; Approx. Time Counter : 7.6 - 9.2}

Motion: REP. HEDGES moved that HB 129 BE AMENDED.
{Tape : 1; Side : A; Approx. Time Counter : 9.2 - 9.7}

Discussion: Rep. Hedges explained the amendments.
{Tape : 1; Side : A; Approx. Time Counter : 9.7 - 24.4}

Questions on the amendments from Reps. Bob Clark and Jore to Col. Craig Reap, Chief, Montana Highway Patrol, without objection.

Discussion: Reps. Juneau, Beck, Hedges, Gallus, Bob Clark, Somerville, Brainard, Paul Clark, Bookout-Reinicke, Hanson
{Tape : 1; Side : A; Approx. Time Counter : 24.4 - 39.7}

Vote: Rep. Hedges' motion to adopt the amendments carried 14-3 with Reps. Paul Clark, Gallus and Golie voting no.
{Tape : 1; Side : A; Approx. Time Counter : 39.7 - 40.5}

Motion/Vote: Rep. Jore asked for a procedural vote on segregating the amendments. The motion carried unanimously. 18-0.
{Tape : 1; Side : A; Approx. Time Counter : 40.5 - 41.3}

Motion/Vote: Rep. Jore made a motion to pass the amendments with the segregations. Motion carried 15-3 with Reps. Paul Clark, Gallus and Golie voting no.

{Tape : 1; Side : A; Approx. Time Counter : 41.5 - 42.1}

Discussion: Bob Clark, Gallus, Golie to Col. Craig Reap.

{Tape : 1; Side : A; Approx. Time Counter : 42.1 - 44.4}

Motion/Vote: REP. HANSON moved that HB 129 DO PASS AS AMENDED.

Motion carried 13-5 with Reps. Jore, Beck, Paul Clark, Gallus and Golie voting no.

{Tape : 1; Side : B; Approx. Time Counter : 0.1 - 1.5}

EXECUTIVE ACTION ON SB 148

Motion: REP. SOMERVILLE moved that SB 148 BE CONCURRED IN.

{Tape : 1; Side : B; Approx. Time Counter : 1.5 - 3.5}

Motion: REP. SOMERVILLE moved that SB 148 BE AMENDED.

{Tape : 1; Side : B; Approx. Time Counter : 3.5 - 3.7}

Discussion: Rep. Somerville explained his amendments.

{Tape : 1; Side : B; Approx. Time Counter : 3.7 - 6.9}

Rep. Gallus asked to meld amendments with the above amendments.

{Tape : 1; Side : B; Approx. Time Counter : 6.9 - 7.7}

Discussion: Reps. Brainard, Somerville, Anderson.

{Tape : 1; Side : B; Approx. Time Counter : 7.7 - 12.3}

Motion/Vote: REP. ANDERSON moved that SB 148 BE AMENDED to

segregate #1 and #3 of the Somerville amendments. Motion carried unanimously 18-0.

{Tape : 1; Side : B; Approx. Time Counter : 12.3 - 14.7}

Motion: REP. PAUL CLARK moved amendments #2, #4, #5 and #6 of the Somerville Amendments on SB 148.

{Tape : 1; Side : B; Approx. Time Counter : 14.7 - 15.5}

Discussion: Reps. Bookout-Reinicke, Somerville, Anderson.

{Tape : 1; Side : B; Approx. Time Counter : 15.5 - 17.3}

Substitute Motion: REP. PAUL CLARK made a substitute motion to amend #6 of the Somerville Amendments on SB 148 to insert prior to "The Department may sell" "If the department determines that the public interest would be served,".

{Tape : 1; Side : B; Approx. Time Counter : 17.3 - 18.5}

Discussion: Reps. Barnett, Gallus, Adams, Beck, Brainard, Juneau, Somerville, Matthews, Anderson.

{Tape : 1; Side : B; Approx. Time Counter : 18.5 - 25.8}

Vote: Rep. Paul Clark's Substitute Motion failed 1-16 with Rep. Paul Clark voting yes.

{Tape : 1; Side : B; Approx. Time Counter : 25.8 - 34.5}

Discussion: Reps. Adams, Paul Clark.

{Tape : 1; Side : B; Approx. Time Counter : 34.5 - 35.7}

Vote: Rep. Paul Clark's original motion to move Amendments #2, #4, #5, #6 of the Somerville Amendments carried 10-7 with Reps. Anderson, Jore, Barnett, Bookout-Reinicke, Brainard, Robert Clark, and Hanson voting no.

{Tape : 1; Side : B; Approx. Time Counter : 35.7 - 36.7}

Motion: REP. SOMERVILLE moved Amendment 7 of the Somerville Amendments, SB 148.

{Tape : 1; Side : B; Approx. Time Counter : 36.7 - 37.3}

Discussion: Reps. Anderson, Somerville, Hedges, Gallus, Smith, Jore, Paul Clark.

Vote: Motion on Amendment 7 carried 16-1 with Rep. Jore voting no.

{Tape : 1; Side : B; Approx. Time Counter : 37.3 - 40.1}

{Tape : 2; Side : A; Approx. Time Counter : 0.1 - 1.4}

Substitute Motion/Vote: REP. BARNETT made a substitute motion that SB 148 BE TABLED. Substitute motion carried 9-8 with Reps. Beck, Paul Clark, Gallus, Golie, Juneau, Matthews, Smith and Somerville voting no.

{Tape : 2; Side : A; Approx. Time Counter : 1.4 - 5.0}

ADJOURNMENT

Adjournment: 4:50 P.M.

REP. SHIELL ANDERSON, Chairman

MARY LOU SCHMITZ, Secretary

SA/MS

EXHIBIT (trh23aad)